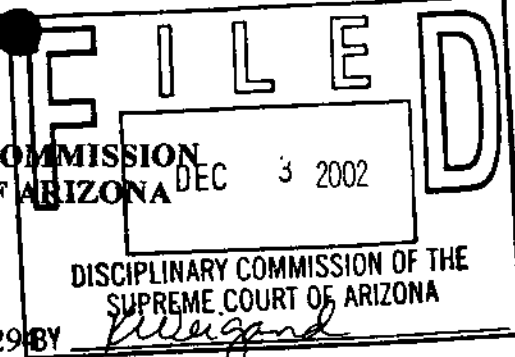


BEFORE THE DISCIPLINARY COMMISSION
OF THE SUPREME COURT OF ARIZONA



IN THE MATTER OF A MEMBER
OF THE STATE BAR OF ARIZONA,

DALE R. GWILLIAM,
Bar No. 004979

RESPONDENT.

No. 01-229

DISCIPLINARY COMMISSION
REPORT

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on November 16, 2002, pursuant to Rule 53(d), Ariz. R. S. Ct., for consideration of the Hearing Officer's Report, filed October 11, 2002, recommending a censure and costs. No objection was filed.

Decision

The Commission's standard of review is set forth in Rule 53(d)2, which states that the Commission reviews questions of law *de novo*. In reviewing findings of fact made by a hearing officer, the Commission applies a clearly erroneous standard.

Therefore, having found no findings of fact clearly erroneous, the nine members of the Commission unanimously recommend adopting and incorporating by reference the Hearing Officer's findings of fact, conclusions of law and recommendation for a censure and costs of these disciplinary proceedings.

RESPECTFULLY SUBMITTED this 3rd day of December 2002.

PETER CAHILL

Peter J. Cahill, Chair
Disciplinary Commission

Original filed with the Disciplinary Clerk
this 3rd day of December 2002.

A copy of the foregoing mailed
this 3rd day of December 2002.

John Pressley Todd
Hearing Officer TX
1275 W. Washington
Phoenix, AZ 85007-2997

Dale Gwilliam
Respondent
2141 E. Broadway Rd., Suite 214
Tempe, AZ 85282

A copy of the foregoing hand-delivered
this 5th day of December 2002.

Amy K. Rehm
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State Bar of Arizona
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By Karen Weigand
/kdl